

**2013 DRAFTING REQUEST**

**Bill**

Received:	<b>12/12/2012</b>	Received By:	<b>rkite</b>
Wanted:	<b>As time permits</b>	Same as LRB:	
For:	<b>Administration-Budget</b>	By/Representing:	<b>Stritchko</b>
May Contact:		Drafter:	<b>rkite</b>
Subject:	<b>Buildings/Safety - misc. Public Util. - energy Transportation - other</b>	Addl. Drafters:	
		Extra Copies:	<b>MDK; ARG; EVM</b>

Submit via email: **YES**  
Requester's email:  
Carbon copy (CC) to:

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**Pre Topic:**

DOA:.....Stritchko, BB0064 -

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**Topic:**

Diesel truck idling reduction grant program

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	rkite 12/12/2012			_____			
/1	rkite 12/18/2012	jdye 12/13/2012	jfrantze 12/13/2012	_____	mbarman 12/13/2012		
/2		jdye 12/18/2012	jmurphy 12/18/2012	_____	lparisi 12/18/2012		

FE Sent For:

**<END>**

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/?	rkite 12/12/2012	2 12/18 jld					
/1		jdye 12/13/2012	jfrantze 12/13/2012	Jm 12/18	mbarman 12/13/2012		

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/?	rkite	1 12/13 jld		12/13			

FE Sent For:

<END>

**Kite, Robin**

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**From:** Kite, Robin  
**Sent:** Wednesday, December 12, 2012 2:06 PM  
**To:** Kite, Robin  
**Subject:** FW: Statutory Language Drafting Request

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**From:** Hanaman, Cathlene  
**Sent:** Monday, October 08, 2012 8:38 AM  
**To:** Kite, Robin  
**Subject:** FW: Statutory Language Drafting Request

**From:** [MeganE.Stritchko@wisconsin.gov](mailto:MeganE.Stritchko@wisconsin.gov) [mailto:[MeganE.Stritchko@wisconsin.gov](mailto:MeganE.Stritchko@wisconsin.gov)]  
**Sent:** Monday, October 01, 2012 4:01 PM  
**To:** Hanaman, Cathlene  
**Cc:** Thornton, Scott - DOA; Hynek, Sara - DOA; Stritchko, Megan E - DOA  
**Subject:** Statutory Language Drafting Request

**Biennial Budget:** 2013-15

**Topic:** Transfer Diesel Truck Idling Reduction Grant program

**Tracking Code:** BB0064

**SBO Team:** EWD

**SBO Analyst:** Stritchko, Megan - DOA  
**Phone:** (608) 266-8219  
**E-mail:** [MeganE.Stritchko@wisconsin.gov](mailto:MeganE.Stritchko@wisconsin.gov)

**Agency Acronym:** DRL

**Agency Number:** 165

**Priority:** High

**Intent:**

Transfer the Diesel Truck Idling Reduction Grant program from the Department of Safety and Professional Services to the State Energy Office. See attached for additional information.

**Attachments:** True

*Please send completed drafts to [statlanguage@wisapps.wi.gov](mailto:statlanguage@wisapps.wi.gov)*

**Date:** September 17, 2012  
**To:** Governor's Office  
**From:** Department of Safety and Professional Services  
**Subject:** Budget White Paper – Diesel Truck Idling Reduction Grant Program

1. Summary of Proposed Budget Provision

The program was created by the Governor's budget bill, 2005 Wisconsin Act 25. Under the program grants are provided to freight motor carriers (common, contract and private motor carriers) headquartered in Wisconsin to purchase and install idling reduction units for newer truck tractors. Idling reduction units provide an alternative source of power used to heat, cool, or provide electricity to the cab or other parts of a truck in lieu of operating the truck's main drive engine to power these services.

It is proposed to move this program from the Department of Safety & Professional Services (DSPS) Petroleum Environmental Clean-up Fund Award (PECFA) Bureau to the State Energy Office (SEO) located within the Division of Administration (DOA).

2. Rationale

The Diesel Truck Idling Grant Program was formerly administered by the Wisconsin Department Commerce, Bureau of Entrepreneurship and Technology Development, however due to changes in the state budget the grant program was moved to DSPS.

A primary goal of the State Energy Office is to foster and advance energy efficiency including promoting fuel conservation and increasing the use and production of renewable fuels.

The Diesel Truck Idling Grant Program is designed to assist common, contract and private motor carriers in the purchase and installation of idling reduction technologies. Motor carriers are eligible for up to 50% reimbursement for the purchase and installation of idling reduction equipment. The program's primary goals are to help Wisconsin motor carriers reduce air pollution emissions and fuel consumption. Reducing fuel consumption is a key component of the success of the program. Use of the idling reduction technologies enables recipients the ability to realize a tremendous cost saving. Therefore, the goal of the program is in line with a primary goal of the State Energy Office.

3. Statutes Affected and/or Proposed Statutory Language Modification

Wis. Stat. § 101.45 – Diesel truck idling reduction grants.

4. Administrative Significance

The program including its 1 FTE would be moved to the State Energy Office.

5. Fiscal Effect

Funding for the program is provided by the petroleum inspection fund and appropriated at \$1 million annually, to be dispersed between July 2006 and June 2015. Additional one-time awards of \$1 million were awarded in fiscal years 2007-08 and 2008-09. In addition to the state funds the former Department of Commerce, now the Department of Safety & Professional Services (DSPS), was awarded \$2 million through the federal American Recovery and Reinvestment Act of 2009 (ARRA) by the U.S. Environmental Protection Agency (US EPA) in September 2009. ARRA funds were utilized in lieu of state dollars. The program is authorized through June 30, 2015. Funding is divided between Large Fleets (those fleets with 51 or more truck-tractors) and Small Fleets (those with 50 or fewer truck-tractors); ensuring small fleets an opportunity to participate.

Estimated Salary of 1.0 FTE Position =	\$ 48,000.00
Estimated Fringe =	20,000.00
Estimated Supplies and Services =	<u>8,000.00</u>
TOTAL =	\$ 76,000.00

Diesel Idling Grant Awards =	\$ 1,000,000.00
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6. Laws/Experience in Other States

N/A

7. Pros and Cons

Pros:

- 1) The program would benefit from being housed within an office responsible for similar programs and goals. This would result in a better use of resources and support.

Cons: None identified at this time.

8. Stakeholder Impact

Major interest groups include owners and operators of diesel trucks and current and future program participants.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0811

RNK: A:...

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DOA:.....Stritchko, BB0064 - Diesel truck idling reduction grant program

**FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION**

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1

AN ACT ...; relating to: the budget. ✓

*Analysis by the Legislative Reference Bureau*

STATE GOVERNMENT ✓

OTHER STATE GOVERNMENT ✓

Under current law, ✓ DSPS awards grants to certain motor carriers for an amount equal to 50 percent of the cost of purchasing and field testing devices that are installed on diesel trucks to reduce long-duration idling. ✓ ONR's authority to award grants under this program ends on June 30, 2015. \* DSPS's \*

This bill transfers the authority to award these grants from DSPS to DOA. \*

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

② Fix component SECTION 1. 20.165 (2) (sm) of the statutes is renumbered ✓ 20.505 (1) (ug) ✓

→ INSERT A ←

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

③ Fix component SECTION 2. 20.165 (2) (sn) of the statutes is renumbered ✓ 20.505 (1) (um) ✓

→ INSERT B ←

\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

and amended to read:

SECTION 3. 101.45 of the statutes is renumbered 16.956.

SECTION 9138. Nonstatutory provisions; Safety and Professional Services.

(1) DIESEL TRUCK IDLING REDUCTION GRANTS.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under s. 101.45 of the statutes, as affected by this act, become the assets and liabilities of the department of administration.

(b) *Employee transfers.* All incumbent employees who hold positions in the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of diesel truck idling reduction grants under s. 101.45 of the statutes, as affected by this act, are transferred to the department of administration on the effective date of this paragraph.

(c) *Employee status.* Employees transferred under paragraph (b) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the department of safety and professional services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who has attained permanent status in class is required to serve a probationary period.

(d) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of safety and professional services that the secretary of administration determines relate to the awarding and administration of the diesel truck idling grants under 101.45

reduction

1 of the statutes, as affected by this act, are transferred to the department of  
2 administration.✓

3 (e) *Contracts.*✓ All contracts that were entered into by the✓ department of safety  
4 and professional services that the secretary of administration✓ determines relate to  
5 the awarding and administration of diesel truck idling reduction grants under  
6 section 101.45✓ and of the statutes, as affected by this act, and that are in effect on  
7 the effective date of this paragraph✓ remain in effect and are transferred to  
8 department of administration.✓ The department of administration✓ shall carry out any  
9 obligations under such a contract until the contract is modified or rescinded by the  
10 department of administration to the extent allowed under the contract.✓

11 (f) *Rules and orders.*✓ All rules promulgated, and all orders issued, by the  
12 department of safety and professional services✓ that the secretary of administration  
13 determines relate to the awarding and administration of diesel truck idling  
14 reduction grants under section✓ 101.45 of the statutes, as affected by this act, and that  
15 are in effect on the effective date of this paragraph✓ shall remain in effect until their  
16 specified expiration date or until amended or repealed by the department of  
17 administration.✓

18 (g) *Pending matters.*✓ Any matter pending with the✓ department of safety and  
19 professional services on the effective date of this paragraph✓ that the secretary of  
20 administration determines relates~~s~~ to the awarding and administration of diesel  
21 truck idling reduction grants under section✓ 101.45 of the statutes, as affected by this  
22 act, is transferred to the department of administration✓ and all materials submitted  
23 to or actions taken by the department of safety and professional services✓ with respect

**SECTION 9138**

1 to the pending matter are considered as having been submitted to or taken by the  
2 department of administration.✓

3 (END)

INSERT A

③  
# 20.505 (1)(ug)

~~20.165(2)(sm)~~

~~(sm)~~ Diesel truck idling reduction grants. From the petroleum inspection fund, the amounts in the schedule for diesel truck idling reduction grants under s. ~~101.47~~. No funds may be encumbered under this paragraph after June 30, 2015. (end ins A)

16.956

~~20.165(2)(sm)~~

INSERT B

~~(sm)~~ Diesel truck idling reduction grant administration. From the petroleum inspection fund, the amounts in the schedule for administering the Diesel Truck Idling Reduction Grant Program under s. ~~101.47~~. No funds may be encumbered under this paragraph after December 31, 2016.

16.956

(end ins B)

# 20.505 (1)(um)

## STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

12/17/12

Per Megan @ DORA

Change approp. numbering

instead of (1)(ug) → (1)(sa)  
" (1)(um) → (1)(s)



State of Wisconsin  
2013 - 2014 LEGISLATURE



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2

LRB-0811/15

RNK:jld

DOA:.....Stritchko, BB0064 – Diesel truck idling reduction grant program

**FOR 2013-2015 BUDGET -- NOT READY FOR INTRODUCTION**

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AN ACT ...; relating to: the budget. ✓

*Analysis by the Legislative Reference Bureau*

**STATE GOVERNMENT**

**OTHER STATE GOVERNMENT**

Under current law, DSPS awards grants to certain motor carriers for an amount equal to 50 percent of the cost of purchasing and field testing devices that are installed on diesel trucks to reduce long-duration idling. DSPS's authority to award grants under this program ends on June 30, 2015.

This bill transfers the authority to award these grants from DSPS to DOA.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2

SECTION 1. 20.165 (2) (sm) of the statutes is renumbered 20.505 (1) (ug) and (sa)

3

amended to read:

4

20.505 (1) (ug) (sa) Diesel truck idling reduction grants. From the petroleum

5

inspection fund, the amounts in the schedule for diesel truck idling reduction grants

1 under s. ~~101.45~~ 16.956. No funds may be encumbered under this paragraph after  
2 June 30, 2015.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

3 **SECTION 2.** 20.165 (2) (sn) of the statutes is renumbered 20.505 (1) (um) and  
4 amended to read: (S)

5 20.505 (1) (um) *Diesel truck idling reduction grant administration.* From the  
6 petroleum inspection fund, the amounts in the schedule for administering the Diesel  
7 Truck Idling Reduction Grant Program under s. ~~101.45~~ 16.956. No funds may be  
8 encumbered under this paragraph after December 31, 2016.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 **SECTION 3.** 101.45 of the statutes is renumbered 16.956.

10 **SECTION 9138. Nonstatutory provisions; Safety and Professional**  
11 **Services.**

12 (1) DIESEL TRUCK IDLING REDUCTION GRANTS.

13 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and  
14 liabilities of the department of safety and professional services that the secretary of  
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16 idling reduction grants under section 101.45 of the statutes, as affected by this act,  
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18 (b) *Employee transfers.* All incumbent employees who hold positions in the  
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1 transferred on the effective date of this paragraph to the department of  
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3 (c) *Employee status.* Employees transferred under paragraph (b) have all the  
4 rights and the same status under subchapter V of chapter 111 and chapter 230 of the  
5 statutes in the department of administration that they enjoyed in the department  
6 of safety and professional services immediately before the transfer.  
7 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who  
8 has attained permanent status in class is required to serve a probationary period.

9 (d) *Tangible personal property.* On the effective date of this paragraph, all  
10 tangible personal property, including records, of the department of safety and  
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21 under such a contract until the contract is modified or rescinded by the department  
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5 (g) *Pending matters.* Any matter pending with the department of safety and  
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11 to the pending matter are considered as having been submitted to or taken by the  
12 department of administration.

13 (END)



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0811/2

RNK:jld:jm

DOA:.....Stritchko, BB0064 – Diesel truck idling reduction grant program

**FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION**

1     **AN ACT ...; relating to:** the budget.

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2           **SECTION 1.** 20.165 (2) (sm) of the statutes is renumbered 20.505 (1) (sa) and  
3     amended to read:

4           20.505 (1) (sa) *Diesel truck idling reduction grants.* From the petroleum  
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2 June 30, 2015.

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3 **SECTION 2.** 20.165 (2) (sn) of the statutes is renumbered 20.505 (1) (s) and  
4 amended to read:

5 20.505 (1) (s) *Diesel truck idling reduction grant administration.* From the  
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